

No. 216, A.]

[Published June 23, 1955.]

CHAPTER 254

AN ACT to repeal and recreate 358.14 of the statutes, relating to stay of execution in criminal cases.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

358.14 of the statutes is repealed and recreated to read:

358.14 STAY OF EXECUTION. If a defendant appeals or procures a writ of error, the trial court may in its discretion, by order, stay execution of the judgment before the record is filed in the supreme court if a substantial question of law, other than the sufficiency of evidence, is presented by the record. After the record is filed in the supreme court, a justice of that court may, by order, stay execution if upon the record there is a reasonable possibility that the judgment might be reversed. No stay shall be granted except upon reasonable notice to the district attorney or the attorney general. If a stay is granted, the defendant shall give bail in such sum as the court or the justice ordering the stay requires, with sufficient sureties for his appearance in the supreme court at the current or next term thereof to prosecute his appeal or writ of error and to abide the sentence thereon.

Approved June 16, 1955.
